

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA**

STEPHEN CHRISTOPHER WRIGHT,)	
)	
Plaintiff,)	
)	
v.)	Case No. CIV-20-00287-JD
)	
PAUL ZIRIAX,)	
)	
Defendant.)	

ORDER

Plaintiff filed an Amended Complaint under Federal Rule of Civil Procedure 15(a)(1)(B). [See Doc. No. 25]. Plaintiff’s amendment “supersedes the original and renders it of no legal effect.” *Davis v. TXO Prod. Corp.*, 929 F.2d 1515, 1517 (10th Cir. 1991); see *Predator Int’l, Inc. v. Gamo Outdoor USA, Inc.*, 793 F.3d 1177, 1180–81 (10th Cir. 2015); *Mink v. Suthers*, 482 F.3d 1244, 1254 (10th Cir. 2007). The Amended Complaint also dismissed the State of Oklahoma as a defendant in this case, which Plaintiff acknowledges in his response to the State of Oklahoma’s Motion to Dismiss. [See Doc. No. 24 at 1 (“Plaintiff has amended pleading and as a result the State of Oklahoma is now not a party in this case.”)]. Thus, based on the Amended Complaint, Plaintiff’s Motion for Temporary Restraining Order (“Motion for TRO”) [Doc. No. 5] seeking a restraining order against the State of Oklahoma, and the State of Oklahoma’s Motion to Dismiss (“Motion to Dismiss”) [Doc. No. 20] are moot.

IT IS THEREFORE ORDERED that the Motion for TRO [Doc. No. 5] and the Motion to Dismiss [Doc. No. 20] are **DENIED** as **MOOT**.

IT IS SO ORDERED this 30th day of July 2020.

A handwritten signature in black ink, appearing to read "Jodi W. Dishman", written over a horizontal line.

JODI W. DISHMAN
UNITED STATES DISTRICT JUDGE